



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Bruce R. MACKINNON

Serial No.: 09/926441

Examiner: Alvin C. Chin Shue

Filed: January 22, 2002

Group Art Unit: 3634

For: STOP OR BRACKET DEVICE

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600

Sir:

In response to the Official Letter mailed March 26, 2003, kindly enter the following remarks in the above-captioned application.

REMARKS

The Examiner has required an election of species and it is not completely clear from page 2 of the Official Letter if the Examiner groups the species in two groups, i.e. Figures 3, 8 and 9 as one group and then Figures 4 and 5 in another group noting the use of a semicolon or alternatively, if the Examiner suggests there are five species looking at the top paragraph on page 3. Notwithstanding the Examiner states claims 1, 6 and 7 are generic.

Looking at claim 1 it will be seen it is a combination claim of a bracket device and a locking means as generically seen in Figure 3. The applicant herewith elects to continue prosecution, insofar as the election of species is understood, on the specie of Figure 5 which is that particular locking device or wedge member in combination with the main member. This being the case it is submitted that claims 1, 2, 3, 6, 7, 8, 11, 13, 14 and 16 read on the elected species and these claims include the generic claims. This election is made without traverse.

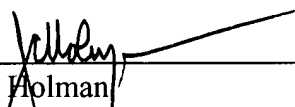
It is understood that if a generic or subgeneric claim is found allowable then the dependent claims drawn to non-elected species will also be found allowable in this application.

Early and favorable action on the merits of this application is courteously awaited.

Respectfully submitted,

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By


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